

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

Abdi Nazemian, et al.,
Plaintiffs,
vs.
NVIDIA Corporation,
Defendant.

Case No. 4:24-cv-01454-JST
Case No. 4:24-cv-02655-JST

JOINT STIPULATION AND [PROPOSED] ORDER RE CASE SCHEDULE

Judge: Hon. Jon S. Tigar
Courtroom: 6 - 2nd Floor

Andre Dubus III, et al.,
Plaintiffs,
vs.
NVIDIA Corp.,
Defendant.

Case No. 4:24-cv-01454-JST
Case No. 4:24-cv-02655-JST

JOINT STIPULATION RE PROPOSED CASE SCHEDULE

Pursuant to Civil Local Rule 6-1 and the Court's Order After Case Management Conference (ECF No. 68), entered on September 9, 2024, the parties jointly submit the following proposed case schedule:

<u>Event</u>	<u>Proposed Date</u>
Parties must submit stipulated ESI Protocol or each file letter brief up to 10 pages	September 19, 2024
Parties must submit stipulated Protective Order or each file letter brief up to 10 pages	September 19, 2024
If required, parties each submit responsive brief up to 5 pages regarding ESI Protocol	September 26, 2024
If required, parties each submit responsive brief up to 5 pages regarding Protective Order	September 26, 2024
Hearing on proposed Protective Order and ESI Protocol	October 16, 2024, 9:30 am PT
Date by which parties must submit an agreed upon Deposition Protocol or a joint letter brief regarding any disputed areas	March 25, 2025
Deadline for Plaintiffs to file an amended pleading	April 15, 2025
Substantial completion of productions	July 1, 2025
Deadline for Producing party to complete production of privilege logs for any documents redacted or withheld on the basis of any privilege to date	July 17, 2025
Close of Fact Discovery	November 20, 2025
Service of Opening Expert Report(s) (on issues for which a party bears the burden of proof)	January 7, 2026
Service of Rebuttal Expert Report(s) (on issues for which a party does not bear the burden of proof)	February 18, 2026
Service of Expert Reply Report(s)	April 1, 2026

<u>Event</u>	<u>Proposed Date</u>
Close of Expert Discovery	April 17, 2026
Filing of Summary Judgment Motions on Fair Use ¹	May 19, 2026
Filing of <i>Daubert</i> Motions	May 19, 2026
Filing of Oppositions to Summary Judgment Motions on Fair Use	June 16, 2026
Filing of Oppositions to <i>Daubert</i> Motions	June 16, 2026
Filing of Replies in Support of Summary Judgment Motions on Fair Use	July 14, 2026
Filing of Replies in Support of <i>Daubert</i> Motion(s)	July 14, 2026
Hearing on Summary Judgment Motion on Fair Use and <i>Daubert</i> Motions	<i>At the Court's convenience</i>
Deadline for filing Class Certification Motion and/or other Rule 56 Motions	Dates to Be Confirmed
Deadline for filing Oppositions to Class Certification Motion and/or other Rule 56 Motions	Dates to Be Confirmed
Deadline for filing Replies in Support of Class Certification Motion and/or other Rule 56 Motions	Dates to Be Confirmed
Hearing on Class Certification and/or other Rule 56 Motions	<i>At the Court's convenience</i>
Trial Ready Date	Dates to Be Confirmed

The parties reserve the right to seek to revisit the schedule should subsequent developments warrant such action.

¹ Per the Court's directive at the Case Management Conference on August 29, 2024, a party filing a motion for summary judgment in advance of class certification waives the one-way intervention rule.

1 Dated: September 9, 2024

Respectfully submitted,

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23 *Attorneys for the Nazemian Plaintiffs and the Proposed*
24 *Class*

1 Dated: September 9, 2024

Respectfully submitted,

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25 *Counsel for the Dubus Plaintiffs and Proposed Class*

1 Dated: September 9, 2024

Respectfully Submitted,

2 By: /s/ Sean S. Pak

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17 *Attorneys for Defendant NVIDIA Corporation*

[PROPOSED] ORDER

Pursuant to the stipulation of the Parties, and for good cause appearing, it is hereby ORDERED that the Parties shall adhere to the following case schedule:

<u>Event</u>	<u>Proposed Date</u>
Parties must submit stipulated ESI Protocol or each file letter brief up to 10 pages	September 19, 2024
Parties must submit stipulated Protective Order or each file letter brief up to 10 pages	September 19, 2024
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Hearing on Class Certification and/or other Rule 56 Motions	<i>At the Court's convenience</i>
Trial Ready Date	Dates to Be Confirmed

IT IS SO ORDERED.

Dated: _____

The Honorable Jon S. Tigar
U.S. District Court Judge

² Per the Court's directive at the Case Management Conference on August 29, 2024, a party filing a motion for summary judgment in advance of class certification waives the one-way intervention rule.

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2 **ATTESTATION PURSUANT TO CIVIL L.R. 5-1**
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5 The filer attests that the other signatories listed, on whose behalf the filing is also submitted,
6 are registered CM/ECF filers and concur in the filing's content and have authorized the filing.
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8

9 Dated: September 9, 2024
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12 /s/ Joseph R. Saveri
13 Joseph R. Saveri
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